

# MEMORANDUM

Agenda Item No. 5(C)

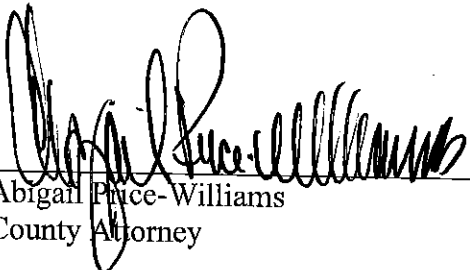
**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** October 5, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution approving significant modification of Building Better Communities General Obligation Bond Program Projects No. 194 – “Construct a New Detention Center” to reduce allocation by \$12,000,000.00 and No. 193 – “Mental Health Facility” to increase allocation by \$12,000,000.00 of surplus funds from Project No. 194, both as identified in Appendix A to Resolution No. R-913-04, after a public hearing and in accordance with Implementing Order 3-47 regarding allocation of surplus funds

The accompanying resolution was prepared and placed on the agenda at the request of Co-Prime Sponsors Commissioner Audrey M. Edmonson and Commissioner Sally A. Heyman.



Abigail Price-Williams  
County Attorney

APW/smm



# MEMORANDUM

(Revised)

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and Members, Board of County Commissioners

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County Attorney

**SUBJECT:** Agenda Item No. 5(C)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☐ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_ ) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 5(C)  
10-5-16

RESOLUTION NO. \_\_\_\_\_

RESOLUTION APPROVING SIGNIFICANT MODIFICATION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECTS NO. 194 – “CONSTRUCT A NEW DETENTION CENTER” TO REDUCE ALLOCATION BY \$12,000,000.00 AND NO. 193 – “MENTAL HEALTH FACILITY” TO INCREASE ALLOCATION BY \$12,000,000.00 OF SURPLUS FUNDS FROM PROJECT NO. 194, BOTH AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-913-04, AFTER A PUBLIC HEARING AND IN ACCORDANCE WITH IMPLEMENTING ORDER 3-47 REGARDING ALLOCATION OF SURPLUS FUNDS

**WHEREAS**, pursuant to Resolution No. R-915-04 (“Public Safety Resolution”), the voters of Miami-Dade County approved the issuance of general obligation bonds in a principal amount not to exceed \$341,087,000.00 to construct and improve public safety facilities; and

**WHEREAS**, Appendix A to the Public Safety Resolution lists projects eligible for funding from the Building Better Communities General Obligation Bond Program (the “Bond Program”) by project number, municipal project location, BCC district, project name, project description, street address and allocation; and

**WHEREAS**, one of the projects listed in Appendix A to the Public Safety Resolution is Project No. 194 -- “Construct a New Detention Center” with an original allocation of \$90,000,000.00, a project description that reads “[c]onstruct a detention center with 2,000 new jail beds and support facilities” at a street address of SW 8th Street and Krome Avenue (“Project No. 194”); and

**WHEREAS**, on September 16, 2014, this Board adopted Resolution No. R-795-14 which, among other things, approved a significant modification of Project No. 194 to reduce its allocation from \$90,000,000.00 to \$87,500,000.00; and

**WHEREAS**, another of the projects listed in Appendix A to the Public Safety Resolution is Project No. 193 – “Mental Health Facility” with an original allocation of \$22,100,000.00, a project description that reads “[t]o free up jail space and provide an effective and cost efficient alternative facility to house the mentally ill as they await a trial date” at a street address of 2200 NW 7th Avenue (“Project No. 193”); and

**WHEREAS**, Project No. 193 has a budget shortfall (as such term is defined in Implementing Order (“IO”) 3-47) and requires the use of additional Bond Program funds in order to complete the mental health facility; and

**WHEREAS**, this Board therefore desires to approve a significant modification of Project No. 194 to reduce its current allocation of \$87,500,000.00 by \$12,000,000.00, resulting in a revised allocation of \$75,500,000.00, and to declare the \$12,000,000.00 as “surplus funds” (as such term is defined in IO 3-47); and

**WHEREAS**, this Board further desires to approve a significant modification of Project No. 193 to increase its original allocation of \$22,100,000.00 by \$12,000,000.00 of surplus funds from Project No. 194 for a new total allocation of \$34,100,000.00 in order to help cover the budget shortfall in Project No. 193 and to complete the development of the mental health facility; and

**WHEREAS**, IO 3-47 sets forth a process for the allocation of surplus funds to existing Bond Program projects that have a budget shortfall; and

**WHEREAS**, this item was considered by the Bond Program’s Citizens’ Advisory Committee at its meeting on August 15, 2016 and it received a favorable recommendation from the Committee,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:**

**Section 1.** The foregoing recital clauses are incorporated herein by this reference and are adopted by this Board.

**Section 2.** This Board, after a public hearing, hereby approves the significant modification of Project No. 194 in Appendix A to the Public Safety Resolution, to reduce its allocation from \$87,500,000.00 to \$75,500,000.00.

**Section 3.** This Board hereby declares \$12,000,000.00 as surplus funds and, after a public hearing, approves the significant modification of Project No. 193 in Appendix A to the Public Safety Resolution to increase its original allocation from \$22,100,000.00 to \$34,100,000.00 in order to help cover the budget shortfall in Project No. 193 and to complete the development of the mental health facility.

The Co-Prime Sponsors of the foregoing resolution are Commissioner Audrey M. Edmonson and Commissioner Sally A. Heyman. It was offered by

Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by

Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman

Esteban L. Bovo, Jr., Vice Chairman

Bruno A. Barreiro

Jose "Pepe" Diaz

Sally A. Heyman

Dennis C. Moss

Sen. Javier D. Souto

Juan C. Zapata

Daniella Levine Cava

Audrey M. Edmonson

Barbara J. Jordan

Rebeca Sosa

Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 5<sup>th</sup> day of October, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

MJM

Michael J. Mastrucci